

EX PARTE OR LATE FILED

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December 16, 2003

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th Street S.W.
Washington, DC 20554

RE: EX PARTE WRITTEN PRESENTATION
DOCKETS MB 02-144, MM 92-266, MM 93-215, CS 94-28, CS 96-157

Dear Madame Secretary:

Pursuant to 47 C.F.R. § 1.1206(b)(1) and *In re* Revisions to Cable Television Rate Regulation, Docket No. MB 02-144, FCC 02-177, 17 FCC Rcd. 11550, 11577-78 ¶ 83 (2002), enclosed are ten copies of a written *ex parte* presentation related to the aforementioned dockets.

Very truly yours,

MILLER & VAN EATON, P.L.L.C.

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Frederick E. Ellrod III

By

Frederick E. Ellrod III

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FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

John Norton
Media Bureau
Federal Communications Commission
445 12th Street S.W.
Washington, DC 20554

Wanda Hardy
Media Bureau
Federal Communications Commission
445 12th Street S.W.
Washington, DC 20554

RE: **EX PARTE WRITTEN PRESENTATION**
DOCKETS MB 02-144, MM 92-266, MM 93-215, CS 94-28, CS 96-157

Dear Mr. Norton and Ms. Hardy:

Enclosed is supplemental filing submitted on behalf of the National Association of Telecommunications Officers and Advisors, the National League of Cities, the Miami Valley Cable Council, Montgomery County, Maryland, and the City of St. Louis, Missouri, in the Commission's proceeding *In re* Revisions to Cable Television Rate Regulation, Docket No. MB 02-144. Two copies have been submitted to the Office of the Secretary as an *ex parte* written presentation pursuant to 47 C.F.R. § 1.1206(b)(1) and *In re* Revisions to Cable Television Rate Regulation, Docket No. MB 02-144, FCC 02-177, 17 FCC Rcd. 11550, 11577-78 ¶ 83 (2002).

Very truly yours,

MILLER & VAN EATON, P.L.L.C.



By

Frederick E. Ellrod III

Before the
FEDERAL COMMUNICATIONS COMMISSION
Washington, D.C. 20554

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In the Matter of:)	
Revisions to Cable Television Rate Regulations)	
)	MB Docket No. 02-144
Implementation of Sections of The Cable Television)	
Consumer Protection and Competition Act of 1992:)	MM Docket No. 92-266
Rate Regulation)	
)	
Implementation of Sections of The Cable Television)	
Consumer Protection and Competition Act of 1992:)	MM Docket No. 93-215
Rate Regulation)	
)	
Adoption of a Uniform Accounting System for the)	
Provision of Regulated Cable Service)	CS Docket No. 94-28
)	
Cable Pricing Flexibility)	
)	CS Docket No. 96-157

**SUPPLEMENTAL FILING OF
THE NATIONAL ASSOCIATION OF TELECOMMUNICATIONS OFFICERS AND
ADVISORS; THE NATIONAL LEAGUE OF CITIES; THE MIAMI VALLEY CABLE
COUNCIL; MONTGOMERY COUNTY, MARYLAND; AND THE CITY OF ST. LOUIS,
MISSOURI**

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National League Of Cities; the Miami Valley
Cable Council; Montgomery County,
Maryland; and the City of St. Louis, Missouri*

December 16, 2003

Before the
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Washington, D.C. 20554

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In the Matter of:)	
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Implementation of Sections of The Cable Television)	MB Docket No. 02-144
Consumer Protection and Competition Act of 1992:)	
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Cable Pricing Flexibility)	
)	CS Docket No. 96-157

**SUPPLEMENTAL FILING OF
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ADVISORS; THE NATIONAL LEAGUE OF CITIES; THE MIAMI VALLEY CABLE
COUNCIL; MONTGOMERY COUNTY, MARYLAND; AND THE CITY OF ST. LOUIS,
MISSOURI**

In October 2003, the U.S. General Accounting Office ("GAO") released a report entitled *Telecommunications: Issues Related to Competition and Subscriber Rates in the Cable Television Industry*, Report to the Chairman, Committee on Commerce, Science, and Transportation, U.S. Senate, GAO-04-8 (Oct. 24, 2003). This report represented a follow-up to an earlier GAO study, *Telecommunications: Issues in Providing Cable and Satellite Television Services*, Report to the Subcommittee on Antitrust, Competition, and Business and Consumer Rights, Committee on the Judiciary, U.S. Senate, GAO-03-130 (Oct. 15, 2002). Both reports are of considerable importance to the issues addressed in this rulemaking. Accordingly, we hereby

submit those two reports, copies of which are attached, for inclusion in the record of the above-captioned proceeding.

Respectfully submitted,



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December 16, 2003

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**DOCUMENT AVAILABLE
IN THE LEAD
DOCKET/RULEMAKING**

SEE DOCKET NO. *02-144* FOR THE DOCUMENT.